

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Stanford Thompson**
Docket No. **276557**
L.C. No. **86-074154-FC**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). Without deciding where the presentence report is evidence, defendant still cannot satisfy the newly discovered evidence test because he cannot show that he exercised due diligence before he filed his first motion for relief from judgment after August 1, 1995, see docket number 224648 and MCR 6.502(G)(2). According to paragraph 6 there is over a fourteen year gap, between April 3, 1989, and December 5, 2003, where defendant did nothing to try to obtain this document.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 15 2007

Date

Sandra Schultz Mengel
Chief Clerk